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14 **IN THE UNITED STATES DISTRICT COURT**
15 **FOR THE DISTRICT OF NEVADA**

16 PEGGY COLLINS,

17 Plaintiff,

18 v.

19 C. R. BARD, INC.; BARD PERIPHERAL
20 VASCULAR, INCORPORATED,

21 Defendants.
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CASE NO. 2:19-cv-01864-RFB-BNW

**STIPULATION AND ORDER
REGARDING WITHDRAWAL OF
PLAINTIFF'S CLAIMS FOR
EMPLOYMENT RELATED
DAMAGES**

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1 The Parties, Plaintiff PEGGY COLLINS (“Plaintiff”) and Defendants, C. R. Bard, Inc.
2 and Bard Peripheral Vascular, Inc. (“Bard”), by and through their undersigned counsel, hereby
3 stipulate as follows pursuant to Fed. R. Civ. P. 15(a)(2):

4 1. This case was part of a multi-district litigation proceeding styled, *In Re: Bard IVC*
5 *Filters Products Liability Litigation, MDL 2641* (“MDL”), pending before Senior Judge David
6 Campbell of the District of Arizona.

7 2. Plaintiff originally filed her Amended Master Short Form Complaint for Damages
8 for Individual Claims and Demand for Jury Trial (the “SFC”) in the MDL. *See*, ECF No. 1. The
9 SFC incorporates by reference the Master Complaint for Damages (“Master Complaint”) filed in
10 the MDL. *See, id.* at p. 1.

11 3. The Master Complaint, a copy of which has been filed for reference in this action
12 (*See*, ECF No. 34-1), contains a prayer for relief stating, “Plaintiffs demand judgment against
13 Defendants for: ... past and future lost wages and loss of earning capacity.” *See, id.* at p. 63.
14 The SFC incorporates this prayer for relief by reference. *See*, ECF No. 1, at p.1.

15 4. Pursuant to Fed. R. Civ. Pro. 15(a)(2), the Parties hereby stipulate to the withdrawal
16 of Plaintiff’s claims for employment related damages, under all counts set forth in the SFC and/or
17 the Master Complaint, including past or future lost wages, past or future loss of earnings capacity,

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1 past or future loss of employment opportunities, past or future loss of educational opportunities,
2 past or future loss of employment promotion and and/or other employment related losses.

3 **IT IS SO STIPULATED.**

4 Dated this 11th day of August 2020.

5 MARTIN BAUGHMAN, PLLC

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By: /s/ Eric W. Swanis

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Counsel for Defendants

21 **IT IS SO ORDERED.**

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23 UNITED STATES DISTRICT COURT JUDGE

24 Dated this 12th day of August 2020.

CERTIFICATE OF SERVICE

I hereby certify that on **August 11, 2020**, I caused the foregoing document to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the CM/ECF participants registered to receive such service.

/s/ Shermielynn Irasga

An employee of GREENBERG TRAURIG, LLP